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27 **UNITED STATES DISTRICT COURT**
28 **DISTRICT OF NEVADA**

MCDONALD'S CORPORATION,

Plaintiff,

vs.

CIRCA HOSPITALITY GROUP II LLC D/B/A
THE D LAS VEGAS,

Defendant.

Case No.:2:23-cv-00384-JCM-EJY

**STIPULATION AND ORDER TO
EXTEND DEADLINE FOR
SUBMITTING DISCOVERY
PLAN/SCHEDULING ORDER**

(SECOND REQUEST)

Plaintiff, McDonald's Corporation ("McDonald's") and Defendant Circa Hospitality
Group II LLC d/b/a The D Las Vegas ("The D" and together with McDonald's, hereafter as the

1 “Parties”), by and through their undersigned counsels of record, jointly submit this stipulation:

2 WHEREAS:

- 3 1. On March 17, 2023, McDonald’s filed its operative pleading, the Amended
4 Complaint [ECF No. 8];
- 5 2. On March 27, 2023, The D filed its Motion to Dismiss Plaintiff’s Amended
6 Complaint [ECF No. 22];
- 7 3. Deadline for the Parties to submit their proposed Discovery Plan/Scheduling Order
8 was previously extended from May 11, 2023 to June 12, 2023 [ECF No. 32];
- 9 4. Parties have been and continues to be engaged in good faith settlement discussions
10 to resolve this matter in lieu of expending fees and costs to continue litigation.
11 Since their last request, the Parties have exchanged correspondences detailing
12 circumstances surrounding the alleged defaults, related investigations, remedial
13 measures taken and proposing a path forward in their continuing business relations.
14 The Parties are diligently working together to schedule a meeting involving their
15 respective management to finalize discussion initiated through these
16 correspondences, and conferring on the terms of a proposed stipulation for
17 dismissal of this action;
- 18 5. Parties believe additional time is required to complete their negotiations.

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NOW THEREFORE, the parties stipulate and agree that the current deadline of June 12, 2023 shall be extended up to and including June 26, 2023 for the parties to submit a Discovery Plan/Scheduling Order. This is the parties' second request for an extension of this deadline, and is not submitted to cause any undue delay or prejudice.

IT IS SO STIPULATED.

DATED this 9th day of June, 2023.

DICKENSON WRIGHT PLLC

/s/ Cynthia L. Alexander

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*Attorneys for Defendant, Circa
Hospitality Group II LLC d/b/a The D
Las Vegas*

DATED this 9th day of June, 2023.

WRIGHT, FINLAY & ZAK, LLP

/s/ Yanxiong Li

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Attorneys for Plaintiff McDonald's Corporation

IT IS SO ORDERED.

Dated this 9th day of June, 2023.


UNITED STATES MAGISTRATE JUDGE